

AMENDED IN SENATE JUNE 21, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2555**

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**Introduced by ~~Committee on Water, Parks, and Wildlife (Assembly Members Levine (Chair), Dodd, Cristina Garcia, Gomez, Lopez, Mathis, Medina, and Williams)~~ Assembly Member Levine**

February 19, 2016

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An act to ~~amend Sections 2115.5 and 2301 of, and to amend and repeal Sections 2074.2, 2074.6, 2074.8, and 2075.5 of, the Fish and Game Code, relating to fish and wildlife; add Section 18940.7 to the Health and Safety Code, relating to building standards.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 2555, as amended, ~~Committee on Water, Parks, and Wildlife Levine. Fish and wildlife. Building standards: water conserving plumbing fixtures.~~

*The California Building Standards Law provides for the adoption of building standards by state agencies by requiring all state agencies that adopt or propose adoption of any building standard to submit the building standard to the California Building Standards Commission for approval and adoption. Existing law requires the commission to publish, or cause to be published, editions of the California Building Standards Code in its entirety once every 3 years. Existing law requires the California Building Standards Commission to, among other things, research and assist in the development of mandatory green building standards for the installation of recycled water systems for newly constructed commercial and public buildings, as specified.*

*This bill would require the California Building Standards Commission to develop regulations and mandatory building standards for the*

*installation of water conserving plumbing fixtures, as defined, in existing nonresidential and public buildings, including installation in all nonresidential buildings by January 1, 2022.*

~~(1) The California Endangered Species Act requires the Fish and Game Commission to establish a list of endangered species and a list of threatened species, and requires the department to recommend, and the commission to adopt, criteria for determining if a species is endangered or threatened. Under the act, an interested person may petition the commission to add a species to, or remove a species from, either the list of endangered species or the list of threatened species, and existing law requires the commission to consider the petition at a meeting, as prescribed. Existing law, until January 1, 2017, establishes additional procedures for the review of a petition, including public hearings and public comment.~~

~~This bill would extend those procedures indefinitely.~~

~~(2) Existing law requires the Department of Fish and Wildlife to develop and implement a recovery strategy pilot program for coho salmon. Existing law repeals the authority for the pilot program on January 1, 2017, but requires any recovery strategy that has been approved or implemented prior to that date to remain in effect.~~

~~The bill would extend these provisions until January 1, 2020.~~

~~(3) Existing law generally prohibits a person from possessing, importing, shipping, or transporting in the state, or from placing, planting, or causing to be placed or planted in any water within the state, dreissenid mussels, and authorizes the Director of Fish and Game or his or her designee to engage in various enforcement activities. Existing law provides that a person who violates or resists, delays, obstructs, or interferes with the implementation of these provisions is subject to a penalty, in an amount not to exceed \$1,000, that is imposed administratively by the department. Existing law exempts certain entities from enforcement activities, or from civil or criminal liability, under prescribed circumstances. These provisions are repealed on January 1, 2017.~~

~~This bill would extend these provisions to January 1, 2020.~~

~~Under existing law, a violation of these provisions is a crime. By extending the operation of these provisions, this bill would impose a state-mandated local program.~~

~~(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that no reimbursement is required by this act for a specified reason.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: ~~yes~~ no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 18940.7 is added to the Health and Safety  
2     Code, to read:

3     18940.7. (a) (1) The commission shall adopt regulations and  
4     mandatory building standards for the installation of water  
5     conserving plumbing fixtures in existing nonresidential and public  
6     buildings.

7     (2) The regulations and standards adopted pursuant to  
8     paragraph (1) shall require all nonresidential buildings to have  
9     water conserving fixtures installed by January 1, 2022.

10    (3) The regulations and standards adopted pursuant to  
11    paragraph (1) shall not require the retrofit of existing toilets,  
12    urinals, and faucets unless the replacement water conserving  
13    fixture is 50 percent or more water efficient, or require the retrofit  
14    of toilets, urinals, and faucets less than five years old.

15    (4) For purposes of this section, the term “water conserving  
16    plumbing fixtures” means toilets, urinals, and faucets that comply  
17    with the Appliance Efficiency Regulations (Article 4 (commencing  
18    with Section 1601) of Chapter 4 of Division 2 of Title 20 of the  
19    California Code of Regulations).

20    (b) In developing and adopting the regulations and standards  
21    pursuant to subdivision (a), the commission may, upon  
22    appropriation, expend funds from the Building Standards  
23    Administration Special Revolving Fund established by Section  
24    18931.7.

25    (c) The regulations and standards adopted pursuant to  
26    subdivision (a) may be more stringent than those provided for in  
27    Article 1.4 (commencing with Section 1101.1) of Chapter 2 of Title  
28    4 of Part 4 of Division 2 of the Civil Code and, in the event of any  
29    conflict, shall supersede that article.

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**All matter omitted in this version of the bill  
appears in the bill as introduced in the  
Assembly, February 19, 2016. (JR11)**

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